

Union Calendar No. 346

105TH CONGRESS
2^D SESSION

H. R. 3460

[Report No. 105-613]

To approve a governing international fishery agreement between the United States and the Republic of Latvia, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 12, 1998

Mr. SAXTON (by request) introduced the following bill; which was referred to the Committee on Resources

JULY 14, 1998

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in italic]

[For text of introduced bill, see copy of bill as introduced on March 12, 1998]

A BILL

To approve a governing international fishery agreement between the United States and the Republic of Latvia, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. GOVERNING INTERNATIONAL FISHERY AGREE-**
2 **MENT WITH LATVIA.**

3 *Notwithstanding section 203 of the Magnuson-Stevens*
4 *Fishery Conservation and Management Act (16 U.S.C.*
5 *1823), the governing international fishery agreement be-*
6 *tween the Government of the United States of America and*
7 *the Government of the Republic of Latvia, as contained in*
8 *the message to Congress from the President of the United*
9 *States dated February 3, 1998, is approved as a governing*
10 *international fishery agreement for the purposes of such Act*
11 *and shall enter into force and effect with respect to the*
12 *United States on the date of enactment of this Act.*

13 **SEC. 2. REAUTHORIZATION OF THE NORTHWEST ATLANTIC**
14 **FISHERIES CONVENTION ACT OF 1995.**

15 *(a) REAUTHORIZATION.—Section 211 of the Northwest*
16 *Atlantic Fisheries Convention Act of 1995 (16 U.S.C. 5610)*
17 *is amended by striking “for each of” and all that follows*
18 *through the end of the sentence and inserting “for each fiscal*
19 *year through fiscal year 2001.”.*

20 *(b) MISCELLANEOUS TECHNICAL AMENDMENTS.—The*
21 *Northwest Atlantic Fisheries Convention Act of 1995 is fur-*
22 *ther amended—*

23 *(1) in section 207(e) (16 U.S.C. 5606(e)), by*
24 *striking “sections” and inserting “section”;*

1 (2) in section 209(c) (16 U.S.C. 5608(c)), by
 2 striking “chapter 17” and inserting “chapter 171”;
 3 and

4 (3) in section 210(6) (16 U.S.C. 5609(6)), by
 5 striking “the Magnuson Fishery” and inserting “the
 6 Magnuson-Stevens Fishery”.

7 (c) *REPORT REQUIREMENT.*—*The Northwest Atlantic*
 8 *Fisheries Convention Act of 1995 (16 U.S.C. 201 et seq.)*
 9 *is further amended by adding at the end the following:*

10 **“SEC. 212. ANNUAL REPORT.**

11 *“The Secretary shall annually report to the Congress*
 12 *on the activities of the Fisheries Commission, the General*
 13 *Council, the Scientific Council, and the consultative com-*
 14 *mittee established under section 208.”.*

15 (d) *NORTH ATLANTIC FISHERIES ORGANIZATION*
 16 *QUOTA ALLOCATION PRACTICE.*—*The Northwest Atlantic*
 17 *Fisheries Convention Act of 1995 (16 U.S.C. 201 et seq.)*
 18 *is further amended by adding at the end the following:*

19 **“SEC. 213. QUOTA ALLOCATION PRACTICE.**

20 “(a) *IN GENERAL.*—*The Secretary of Commerce, act-*
 21 *ing through the Secretary of State, shall promptly seek to*
 22 *establish a new practice for allocating quotas under the*
 23 *Convention that—*

24 “(1) *is predictable and transparent;*

1 “(2) provides fishing opportunities for all mem-
2 bers of the Organization; and

3 “(3) is consistent with the Straddling Fish
4 Stocks Agreement.

5 “(b) *REPORT.*—The Secretary of Commerce shall in-
6 clude in annual reports under section 212—

7 “(1) a description of the results of negotiations
8 held pursuant to subsection (a);

9 “(2) an identification of barriers to achieving
10 such a new allocation practice; and

11 “(3) recommendations for any further legislation
12 that is necessary to achieve such a new practice.

13 “(c) *DEFINITION.*—In this section the term ‘Straddling
14 Fish Stocks Agreement’ means the United Nations Agree-
15 ment for the Implementation of the Provisions of the United
16 Nations Convention on the Law of the Sea of 10 December
17 1982 Relating to the Conservation and Management of
18 Straddling Fish Stocks and Highly Migratory Fish
19 Stocks.”.

20 **SEC. 3. REAUTHORIZATION OF THE ATLANTIC TUNAS CON-**
21 **VENTION ACT OF 1975.**

22 (a) *REAUTHORIZATION.*—Section 10(4) of the Atlantic
23 Tunas Convention Act of 1975 (16 U.S.C. 971h(4)) is
24 amended by striking “For fiscal year 1998,” and inserting
25 “For each of fiscal years 1998, 1999, 2000, and 2001,”.

1 (b) *MISCELLANEOUS TECHNICAL AMENDMENTS.*—(1)
2 *The Atlantic Tunas Convention Act of 1975 is further*
3 *amended—*

4 (A) *in section 2 (16 U.S.C. 971), by redesignat-*
5 *ing the second paragraph (4) as paragraph (5);*

6 (B) *in section 5(b) (16 U.S.C. 971c(b)), by strik-*
7 *ing “fisheries zone” and inserting “exclusive economic*
8 *zone”;*

9 (C) *in section 6(c)(6) (16 U.S.C. 971d(c)(6))—*

10 (i) *by designating the last sentence as sub-*
11 *paragraph (B), and by indenting the first line*
12 *thereof; and*

13 (ii) *in subparagraph (A)(iii), by striking*
14 *“subparagraph (A)” and inserting “clause (i)”;*

15 (D) *by redesignating the first section 11 (16*
16 *U.S.C. 971 note) as section 13, and moving that sec-*
17 *tion so as to appear after section 12 of that Act;*

18 (E) *by amending the style of the heading and*
19 *designation for each of sections 11 and 12 so as to*
20 *conform to the style of the headings and designations*
21 *of the other sections of that Act; and*

22 (F) *by striking “Magnuson Fishery” each place*
23 *it appears and inserting “Magnuson-Stevens Fish-*
24 *ery”.*

1 (2) *Section 3(b)(3)(B) of the Act of September 4, 1980*
2 *(Public Law 96–339; 16 U.S.C. 971i(b)(3)(B)), is amended*
3 *by inserting “of 1975” after “Act”.*

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